

1st Sub. S.B. 51

LOCAL GOVERNMENT ENTITIES AMENDMENTS

SENATE FLOOR AMENDMENTS

AMENDMENT 6

MARCH 7, 2014 2:38 PM

Senator **Jerry W. Stevenson** proposes the following amendments:

1. *Page 5, Lines 128 through 132*

Senate 2nd Reading Amendments

3-4-2014:

128 revenue, calculating the levy on the latest taxable value.

129 (3) A governing body may ~~{not}~~ spend or transfer money deposited in an enterprise fund for a good.

130 service, project, venture, or other purpose that is not directly related to the goods or services

131 provided by the enterprise for which the enterprise fund was created, ~~{unless}~~ if the governing

132 body:

2. *Page 5, Lines 144 through 146*

Senate 2nd Reading Amendments

3-4-2014:

144 (5)(a) ~~{If}~~ Except as provided in Subsection (5)(d), if a town council includes in a tentative budget, or an amendment to a budget,

145 allocations or transfers from ~~a utility~~ an enterprise fund to another fund ~~{that are not}~~ for a good, service, project, venture, or purpose other than

146 reasonable allocations of costs between the ~~utility~~ enterprise fund and the other fund, the

3. *Page 6, Lines 164 through 165:*

164 previously approved by the town council for the current fiscal year.]

(d) A governing body is not required to repeat the notice and hearing requirements in this Subsection (5) if the funds to be allocated or transferred for the current year were previously approved by the governing body during the current year and at a public hearing that complies with the notice and hearing requirements of this Subsection (5).

165 Section 3. Section **10-6-106** is amended to read:

4. *Page 9, Lines 244 through 249*

Senate 2nd Reading Amendments

3-4-2014:

244 (3) (a) The governing body shall adopt and administer an operating and capital budget

245 in accordance with this Subsection (3).

246 (b) A governing body may ~~{not}~~ spend or transfer money deposited in an enterprise fund for a
good,

247 service, project, venture, or other purpose that is not directly related to the goods or services

248 provided by the enterprise for which the enterprise fund was created, ~~{unless}~~ if the governing

249 body:

5. Page 9, Lines 271 through 273

Senate 2nd Reading Amendments

3-4-2014:

271 (f) (i) ~~{If}~~ Except as provided in Subsection (3)(f)(iv), if the governing body includes in a
tentative budget or an amendment to a budget

272 allocations or transfers from ~~a utility~~ an enterprise fund to another fund ~~{that are not}~~ for a good,
service, project, venture, or purpose other than

273 reasonable allocations of costs between the ~~[utility]~~ enterprise fund and the other fund, the

6. Page 10, Lines 292 through 293:

292 previously approved by the governing body for the current fiscal year.]

(iv) A governing body is not required to repeat the notice and hearing requirements in this
Subsection (3)(f) if the funds to be allocated or transferred for the current year were previously approved
by the governing body during the current year and at a public hearing that complies with the notice and
hearing requirements of this Subsection (3)(f).

293 (4) (a) Each tentative budget, amendment to a budget, or budget shall be reviewed and

7. Page 61, Lines 1868 through 1869

Senate 2nd Reading Amendments

3-4-2014:

1868 (b) If, after receiving notice under Subsection (8)(a), a state or independent local fee-assessing unit
1869 that exclusively assesses fees has not made corrections to comply with state laws and